



REVIEW COMMITTEE

IBEW



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R.W. STALCUP, SECRETARY

RICK R. DOERING, CHAIRMAN

- DECISION
- LETTER DECISION
- PRE-REVIEW REFERRAL

San Joaquin Valley Region Grievance No. FRO-91-38
P-RC 1649

BRUCE TISON, Company Member
San Joaquin Valley Region
Fact Finding Committee

KEN BALL, Union Member
San Joaquin Valley Region
Fact Finding Committee

On April 26, 1993, the Pre-Review Committee requested additional information from the Local Investigating Committee on this case.

It is the understanding of the Pre-Review Committee that the Fact Finding Committee reviewed the LIC's additional information and reached a settlement on this case on September 29, 1993.

This case is procedurally referred back to the Fact Finding Committee based on the September 29, 1993 settlement.


John A. Moffat, Chairman
Review Committee


Roger W. Stalcup, Secretary
Review Committee

Date: 12/17/93

Date: 12/9/93

SARayburn(583-4281):mh

cc: Melanie Curry
Bob Gibbs

OCT 28 1993

**CASE CLOSED
LOGGED AND FILED**

RECEIVED OCT 18 1993

SAN JOAQUIN VALLEY REGION
GRIEVANCE NO. FRO-91-38
MEMORANDUM OF DISPOSITION
FACT FINDING #5163-92-49
PRE-REVIEW CASE NO. 1649

The Pre-Review Committee met to discuss this case on April 8, 1993 and requested the Local Investigating Committee gather some additional information. The following is the list of questions and the answers that were provided by the members of the Local Investigating Committee:

1. What specific bargaining unit work was allegedly done by management employees, who performed it and how long did it take?
2. What specifically was involved in disconnecting from the Wide Area Network?

LLoyd Waiters, Support Services Manger, stated that the bargaining unit work that was allegedly done amounted to disconnecting one 25 pin plug at the rear of the Cisco router. This task was performed by Thomas Sullivan, Computer Analyst, and took approximately 3.5 to 5 seconds. Mr. Waiters stated that the disconnect and reconnect to the WAN took place after work hours around 5:00 to 5:30 p.m.

Mr. Waiters stated that the task of disconnecting from the Wide Area Network is to remove the server from communicating with the other servers in the PG&E system. Mr. Waiters explained that the configuration used in the Modesto Service Center this could only be accomplished by performing the above task. Mr. Waiters added in other areas the server is connected via the patch panel and in this case the UB can be instructed to disable the port to the Cisco or by removing the modular plug to the Cisco at the patch panel.

Stan Teasant, Telecommunication Tech., stated that he believed that Mr. Waiters was the management person who performed the work. Mr. Teasant, added, regardless, it was a management person and they went into the communication room and physically disconnected the connector from the Cisco Router which took approximately 5 minutes to do. Mr. Teasant said the work was performed after hours.

STATEMENT AND SETTLEMENT:

The committee agreed that due to the fact the management employees entered the communications room and unplugged the connector from the Cisco Router, the work performed was bargaining-unit work. The committee believes the supervisor should have used a Telecommunication Technician to disconnect and reconnect the WAN. Committee agrees to pay the Grievant two hours of overtime, one hour extension of the workday for the reconnect and one for the disconnect. This case is closed without prejudice to either party.

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GRIEVANCE NO. FRO-91-38
MEMORANDUM OF DISPOSITION

Kenneth X Ball
Ken Ball, Union Member

9-20-93
~~Concur/Dissent~~

Robert Gibb
Bob Gibbs, Union Member

9-29-93
~~Concur/Dissent~~

Bruce Tison
Bruce Tison, Company Member

9/12/93
~~Concur/Dissent~~

Melanie Curry
Melanie Curry, Company Member

9/13/93
~~Concur/Dissent~~